

Public Notice posted in accordance
RSMo. 610 as amended

Date/Time: Wednesday, January 4, 2023
12:00 PM

By: Kimberly Barfield
City Clerk

CITY OF PACIFIC
300 Hoven Drive, Pacific, MO 63069

OPERATIONS COMMITTEE
Friday, January 6, 2023
1:00 P.M.

This meeting is open to the public.

The meeting will be streamed live on the City of Pacific YouTube channel:
<https://www.youtube.com/channel/UC9dxzhHQWbPulQJC1N6TSig>

AGENDA

- I. Call to Order
- II. New Business
- III. Old Business
 - a. Bill 5156, Unsafe Structures
- IV. Miscellaneous
- V. Adjournment

Committee Members

Alderman Gendron
Alderman Eversmeyer
Alderman Lesh
Mayor Filley

The Operations Committee will consider and act upon the Matters listed above and such others as may be presented at the Meeting and determined appropriate for discussion at that time.

Friday, November 4, 2022* RECORD OF PROCEEDINGS

CITY OF PACIFIC
OPERATIONS COMMITTEE
300 HOVEN DR
PACIFIC, MO 63069

This meeting was open to the public.
The meeting was streamed live on the City of Pacific YouTube channel:
<https://www.youtube.com/channel/UC9dxzhHQBwPulQJC1N6Tsig>

The regular meeting was called to order at 1:00 p.m. by Alderman Eversmeyer and took place at the Government Center.

President at Roll Call: Alderman Eversmeyer
Alderman Lesh
Alderman Gendron
Mayor Filley

A quorum was present.

Other city officials present: Chief Melies, Public Works Commissioner Brueggemann, Administrator Roth, Deputy City Clerk Hayden

New Business

a. Bill 5156 Unsafe Structures

Chief Melies said there has been some coverage of this in the news because of a pending shelter in Washington, MO and it is just sort of prevalent in our society. He wanted everyone to know that the Pacific Police Department does not take this as a binary issue. This is not about being against or for something. This ordinance was submitted to address a particular problem that we have in our area with encampments and long term sort of transient people staying in town that create a variety of other issues besides just the housing, trash, human waste and some of these other things that have happened. The Pacific Police Department is a member of the Franklin County Homeless Task Force. They meet monthly with other agencies and a lot of church groups and things within the county that are addressing the homeless issue in the county. They are working with a lot of people that they come in contact with. They have sent many people to treatment facilities. They have found them alternative housing. They have enlisted volunteers to help clean up properties. This ordinance is just one tool for the Police Department to use to try and help our citizens that are dealing with people who have homesteaded or are taking an aggressive stance on staying on property that is not theirs. This is an ordinance that is in place with other cities. It has been very successful. Here in Pacific, Franklin County and western St. Louis County some of these issues that hit society come to them later so they could look at other areas to see what they have done to combat issues and we can be a little more proactive in our area. This is as much preventative as it is meant to help us have something in our toolbox to address particular problems in which they have quit a few issues. He has been saving emails and complaints from citizens and businesses over the last year and a half. It is fairly prevalent although people may not know it

because it sort of stays hidden and comes out late at night. This is why they have asked for this ordinance. Alderman Eversmeyer asked for discussion. Mayor Filley stated she had some questions especially for the residents that are building a home on property that they own and they may be temporarily living in a recreational type of camper while they are building in the 3 mos., 6 mos., not permanently. Obviously, they are going to have to have some kind of water/sewer hookup. The way that she was reading this is that it is really around hookup to the city water system. She knows that in the city we have more than just the City of Pacific water. We have other districts and also on wells. That may need to be looked at when we are saying city water or city sanitary sewers. Is it City of Pacific's or is it anything else. She just wants to ensure that this ordinance is not going to exclude those types of situations. Chief Melies agreed that they were exactly right. Need to make sure what we have adopted here will fit our city and our particular circumstance. The ordinance under section B does not say have running water. In his camper, the water does run. Specifically, about building a home or even long term relatives visiting, this is not really meant to address those issues. Those are not problems. Those people don't create problems in our community. Any changes that would not affect those situations he is not opposed to. However, he thinks that the current building code may prohibit certain people from living in campers and things like that. Those are separate issues that would have to be addressed by the building department as to what is allowed in certain zonings. He is sure that the city would issue permits and work with the people. Those aren't the areas that this is meant to address. Will need to have the building department go over this too. Discussion followed. **Motion made by Alderman Lesh, seconded by Mayor Filley to have this reviewed by administration and the building department to look at these items and address the issues of people using their own RV's on their own properties and that this ordinance not stop them from using their own RV's. A voice vote was taken with an affirmative result, and the motion carries.** Administrator Roth will have it looked over by the zoning/building department and the attorney to bring it back to them. **Motion made by Alderman Lesh, seconded by Mayor Filley to get a list from the Chief of instances of these certain cases so they can forward to the full board. A voice vote was taken with an affirmative result, and the motion carries.**

b. Yard waste, brush, limb pick-up policy

Commissioner Brueggemann stated at the maintenance facility they have a brush bin. They have a lot of contractors and landscaping companies that are abusing this spot. They are being paid to go out and cut something down then bring it to the shed. A few weeks ago they did put up a sign to let them know it is for city residents only. No contractors, landscapers, tree companies for hire. We don't want them dropping off and the city ultimately having to pay to get rid of that. He is looking for a sponsor for a bill that could actually put some restrictions on that site to stop the contractors, etc., from coming in with truck loads that is meant for city residents only. An ordinance with some sort of fines attached to it for the ones who abuse it. The sign they have put up has helped the situation, but it would be nice to have an ordinance backing it up. **Motion made by Alderman Eversmeyer, seconded by Alderman Lesh to create an ordinance with limitations in the use of the maintenance facility for the brush bin and to go straight to the Board of Aldermen. A voice vote was taken with an affirmative result, and the motion carries.** Commissioner Brueggeman addressed the actual policy that he put in their packets tonight regarding brush, leaf and limb pick-up. He feels this is being abused too. They are picking up full trees that people have cut down. They do not mind doing this for the residents, but at a certain point they are spending a lot of time picking up brush. There are certain months that they will pick up brush for two weeks. It would be nice to turn this inhouse policy into an actual resolution. The only thing he would change on this policy is the hours which is stated as 8 a.m. until 3 p.m. They can change it to 7 a.m. until 4:30 p.m. leaving the Saturday hours. **Motion made by Mayor Filley, seconded by Alderman**

Lesh to have this policy made into a resolution with the hour changes of Monday through Friday from 7 a.m. until 4:30 p.m. A voice vote was taken with an affirmative result, and the motion carries.

Old Business

a. Candlewick Lane

Alderman Eversmeyer stated they have had a lot of information brought before them. They have had the information from the residence who are wanting some sort of change. Now he sees that they have also heard from the industrial park with their need to have an access. There are quite a bit of items that need to be fixed. We have had the staff come back and look at the site plan. The site plan did not have a gate in there. Everyone here on the committee here, and obviously the citizens, that something needs to be done with an east west access to the Dailey Industrial Park. As the Dailey Industrial Park grows with the long term planning where it is supposed to connect to the Meramec Industrial Park, it is going to get worse and worse. He believes the four fathers came up with a plan that they could afford at the time, but obviously with the traffic on average 12,000 cars/trucks a day and is very excessive. The staff is currently working on different options to gain different access to those industrial parks. He totally believes that something has to be done. Discussion followed. Mayor Filley agreed that as of today, there is nothing that they should be acting on as far as shutting down Candlewick. She does feel as the city they need to continue actively pursuing other options. She believes there is a better way to access the industrial park and wants to continue with discussions looking for alternatives and looking for them as quickly as possible so they can get this situation resolved. Discussion followed. **Motion made by Alderman Lesh, seconded by Alderman Gendron to postpone the closing of Candlewick Lane. A voice vote was taken with an affirmative result, and the motion carries.**

Motion made Mayor Filley, seconded by Alderman Gendron to pursue alternative routes, other than Candlewick, into the industrial park from Hwy. N. A voice vote was taken with an affirmative result, and the motion carries.

b. Records Storage options and Maintenance building

Commissioner Brueggemann recommended removing these items at this time because they really don't have anywhere to go with it and too many projects going on. The timing is not right right now. Motion made by Mayor Filley, seconded Alderman Lesh to postpone the possible records storage option and maintenance building until March 2023. A voice vote was taken with an affirmative result, and the motion carries.

Miscellaneous

Alderman Lesh wanted to clarify for the people what this committee does as far as public speaking and participation. Alderman Eversmeyer stated this Operations Committee is not really set up for public participation. This is an information gathering committee. Nothing wrong with people coming up to submit information, or if the committee wants information, asking citizens to present information to them. This committee is not meant to be an open hearing. Not at this level.

Adjournment

Motion made by Alderman Lesh, seconded by Alderman Gendron to adjourn. A voice vote was taken with an affirmative result, and the motion was approved. The meeting adjourned at 1:45 p.m.

SPONSOR: Nemeth

AN ORDINANCE PROHIBITING THE OCCUPANCY OF STRUCTURES DEEMED UNFIT FOR HUMAN HABITATION

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PACIFIC, MISSOURI, AS FOLLOWS:

Section 1: Title V, Chapter 500, Article X of the Code of Ordinances of the City of Pacific shall be amended by adding a new Section 500.195 as follows:

Section 500.195-Structures deemed unfit for human habitation—Tents, campers, or other recreational structures.

A. The occupancy of any tent, camper, or other recreational structure or the occupancy of any vehicle, trailer or structure that does not have a connection to city water or a connection to city sanitary sewers is a violation of the health and safety of the city. This section shall not apply to organized Girl Scout, Boy Scout, or similar organization camping for the purpose of youth education.

B. No tent, camper, other recreational structure or any vehicle or trailer shall be used as a temporary or permanent residence or shelter within the city. Any person occupying a tent, camper, other recreational structure or any vehicle or trailer as a temporary or permanent residence or shelter for a period of time longer than three days, consecutive or otherwise, within a thirty-day period shall be guilty of an offense and upon conviction shall be punished in accordance with Section 100.170 of this code.

C. Any tent, camper, other recreational structure or any vehicle or trailer that is erected, parked or placed in any city park or on any city property without the express permission of the city shall immediately be deemed a nuisance and the police may charge the owner and/or occupant of the structure with a violation of this Section.

D. No person may erect a tent, camper, other recreational structure or park or place any vehicle or trailer and allow one or more individuals to occupy said structure as a temporary or permanent residence or shelter except as specifically provided in this section. Any person who controls a tent, camper, other recreational structure or any vehicle or trailer and who allows another person to occupy the tent, camper, other recreational structure or any vehicle or trailer as a temporary or permanent residence or shelter shall be guilty of an offense and upon conviction shall be punished in accordance with Section 100.170 of this code.

E. No person shall occupy any structure that does not have running water for drinking and sanitation purposes. No person shall occupy a structure that is not connected to the city sanitation system. Any person violating this paragraph shall be punished in accordance with Section 100.170 of this code.

F. In accordance with Section 71.285, RSMo, if structures deemed unfit for human habitation are allowed on the same property in violation of an ordinance more than once during a calendar year, the director may, without further notification, issue a citation for each subsequent violation of the same nature. After serving proper notice to the owner of the property in

accordance with Sections 500.220 and 500.240 of this code, the City Administrator may have the nuisance abated and the cost of same shall be billed in the manner described in Section 500.290 of this code.

Section 2: This Ordinance shall be in full force and effect both from and after its passage by the Board of Aldermen and approval by the Mayor.

PASSED this _____ day of _____, 2022. _____

Heather Filley, MAYOR

APPROVED this _____ day of _____, 2022. _____

Heather Filley, MAYOR

ATTEST:

City Clerk

9-6-22 Sent to Committee

BILL NO. _____

ORDINANCE NO. _____

SPONSOR: _____

AN ORDINANCE PROHIBITNG THE DUMPING OF BRUSH AND YARD WASTE BY NON-RESIDENTS AND CONTRACTORS FOR HIRE AT THE CITY MAINTENANCE BUILDING AND PROVIDING A PENALTY THEREFOR

WHEREAS, the Board of Aldermen adopted a Resolution memorializing a policy for the pick-up and drop-off of yard waste that restricted such services to residents and businesses of the City of Pacific and has further determined that a penalty should be imposed for violation thereof.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PACIFIC, MISSOURI, AS FOLLOWS:

SECTION 1. Section 240.020 A. of the Code of Ordinances of the City of Pacific shall be amended by adding new subsections 9. and 10. thereto, as follows:

9. Residents and businesses may drop off brush up to ten feet long, limbs and leaves at the City Maintenance Building Monday through Friday from 7:00 A.M. until 4:30 P.M. and Saturday from 8:00 a.m. until 12:00 noon. The City Maintenance Building is located at 77 Cedar Field Drive. Drop off is limited to Pacific residents and businesses and shall not be utilized by landscaping companies or contractors for hire.

10. Violate any Section or requirement of this Chapter or any requirement promulgated under the authority thereof. Any such violation shall be punishable by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment not exceeding ninety (90) days, or by both such fine and imprisonment, pursuant to Section 100.170 of this Code.

SECTION 2. This Ordinance shall become effective upon its passage and approval.

PASSED this _____ day of _____, 2023. _____
Heather Filley, MAYOR

APPROVED this _____ day of _____, 2023. _____
Heather Filley, MAYOR

ATTEST:

City Clerk

RESOLUTION NO. 2023-

A RESOLUTION ESTABLISHING A POLICY FOR CURBSIDE PICK-UP AND DROP-OFF OF YARD WASTE TO RESIDENTS AND BUSINESSES OF THE CITY OF PACIFIC FOR NORMAL GROUNDS MAINTENANCE AND AFTER STORMS.

WHEREAS, the Board of Aldermen has determined that it is necessary to establish a policy for curbside pick-up and drop-off of yard waste to Pacific residents and businesses for normal grounds maintenance and after storms.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN FOR THE CITY OF PACIFIC, MISSOURI, AS FOLLOWS:

SECTION 1. Pick-up: Yard waste includes Christmas trees, grass clippings, leaves and tree branches. Tree trimmings shall not exceed six (6) inches in diameter and four (4) feet in length. The weight of any individual bundle, bag or container shall not exceed fifty (50) pounds. Unlined trash containers may be used for yard waste but must be clearly marked "yard waste" on the outside of the container. Containers must not be mixed with other trash. Yard waste to be set by curb no later than 8:00 am the first Monday of the month. Brush and limbs resulting from storms will be picked up as City crews are available. Although not required, for best service residents and businesses are directed to call the City Maintenance shed at 636-257-2163 and leave a message with an address to be added to the pick-up list. Leaves must be contained in biodegradable yard waste bags. Plastic bags are not accepted. No construction debris, treated wood or landscaping ties allowed.

SECTION 2. Drop-off: Residents and businesses may drop off brush up to ten feet long, limbs and leaves at the City Maintenance Building Monday through Friday from 7:00 A.M. until 4:30 P.M. and Saturday from 8:00 a.m. until 12 P.M. The City Maintenance Building is located at 77 Cedar Field Drive. Drop off is limited to Pacific residents and businesses, not for landscaping companies or anyone for hire.

SECTION 3. Any yard waste that does not meet the criteria set forth in this Resolution will not be picked up and a notice, stating the reason for refusal will be noted and posted on the brush/limb/leaf pile.

Adopted by the Board of Aldermen and approved by the Mayor on this 17th day of January, 2023.

Heather Filley, Mayor

ATTEST:

City Clerk